## 

Defendant.

CAPITAL ONE BANK (USA), N.A.,

USBCEDNY
USCUMENT
ELECTRONICALLY FILED
BOCK:
DATE FILED: 1820

## **ORDER OF DISMISSAL**

19 CV 10882 (VB)

The Court has been advised that the parties have settled this case. Accordingly, it is hereby ORDERED that this action is dismissed without costs, and without prejudice to the right to restore the action to the Court's calendar, provided the application to restore the action is made by no later than March 9, 2020. To be clear, any application to restore the action must be filed by March 9, 2020, and any application to restore the action filed thereafter may be denied solely on the basis that it is untimely.

All scheduled conferences or other scheduled court appearances are cancelled. Any pending motions are moot.

The Clerk is instructed to close this case.

Dated: January 8, 2020 White Plains, NY

SO ORDERED

Vincent L. Briccetti

United States District Judge